IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN

TUESDAY, THE 12TH DECEMBER 2006 / 21ST AGRAHAYANA 1928

WP(C).No. 32806 of 2006(E)

PETITIONER:

M/S. KANTHIKUMAR TEXTILES,
NEAR KANATHURKAVU, KANNUR, REPRESENTED BY
ITS PARTNER, SRI.PRADEEP KUMAR.

BY ADV. SRI.T.M.SREEDHARAN
SRI.V.P.NARAYANAN

RESPONDENTS:
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1. THE ASSISTANT COMMISSIONER(ASSESSMENT),
SPECIAL CIRCLE, KANNUR.

2. THE DEPUTY COMMISSIONER (APPEALS),
COMMERCIAL TAXES, KOZHIKODE.

3. THE INSPECTING ASSISTANT COMMISSIONER,
COMMERCIAL TAXES, KANNUR.

BY GOVERNMENT PLEADER SRI.SOJAN JAMES

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 12/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

P.R.RAMAN, J.

W.P.(C) NO. 32806 OF 2006

Dated this the 12th day of December, 2006

J U D G M E N T

The limited prayer made in this writ petition is for a direction to dispose of Exhibit P3 stay application pending before the appellate authority. It is contended that as against the assessment order under CST Act, Exhibit P2 appeal along with P3 application for stay was filed. But no orders were passed in the stay application.

2. Heard both sides.

3. There will be a direction to dispose of Exhibit P3 stay application expeditiously, at any rate within a period of three weeks. Till then Exhibit P5 recovery proceedings will stand stayed and thereafter it will be subject to the final orders that may be passed by the appellate authority.

Writ petition is disposed of as above.

P.R.RAMAN, JUDGE

Rp